

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PUBLIC SERVICES – Education(SE) Department – Smt.R.Malathy, Accounts Officer, Treasuries & Accounts Department(Retired) while working as Finance & Accounts Officer, O/o. the State Project Director, Sarva Siksha Abhiyan , Andhra Pradesh – Committed certain irregularities and misappropriated Government funds – Departmental Proceedings under Rule 9 of Andhra Pradesh Revised Pension Rules, 1980 – Articles of Charges – Issued.

EDUCATION(SE.VIG.II & COORDN.) DEPARTMENT

G.O.Rt.No 358.

Dated:08-06-2009

Read the following:-

- 1) From the State Project Director, Rajiv Vidya Mission(SSA),
AP, Hyd., Lr.No.350/FC/SSA/2007, Dt.28-11-2008.
- 2) G.O.Ms.No.62, Education(SE.Vig.II & Coordn.)Deptt.,
dated.08-06-2009.

* * *

ORDER:

In pursuance of the sanction accorded by the Government under sub-clause(i) of clause(b) of sub-rule(2) of Rule 9 of the Andhra Pradesh Revised Pension Rules, 1980 for instituting departmental proceedings against Smt.R.Malathy, Accounts Officer, Treasuries & Accounts Department (Retired) on O.D as Finance and Accounts Officer, O/o. the State Project Director, Sarva Siksha Abhiyan, Andhra Pradesh, Hyderabad vide G.O.2nd read above, it is proposed to hold an enquiry against the said R.Malathy in accordance with the procedure laid down in Rule 20 of the A.P.C.S.(CCA) Rules, 1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charge (Annexure-I). A statement of the imputations of misconduct or misbehaviour in support of each article of charge is enclosed (Annexure-II). A list of documents by which, and a list of witnesses by whom, the articles of charge are proposed to be sustained are also enclosed (Annexure-III & IV).

3. Smt.R.Malathy, the then Finance and Accounts Officer, O/o. the State Project Director, Sarva Siksha Abhiyan, Andhra Pradesh, Hyderabad is directed to submit within 10 days of the receipt of this memorandum, a written statement of her defence and also to state whether she desires to be heard in person.

4. She is informed that an inquiry will be held only in respect of those articles of charges are not admitted. She should, therefore specifically admit or deny each article of charge.

5. Smt.R.Malathy, is further informed that if she does not submit her written statement of defence on or before the date specified in para 3 above, or does not appear in person before the inquiring authority or otherwise fails or refuses to comply with the provisions of Rule 20 of the A.P.C.S.(CCA) Rules, 1991 or the orders/directions issued in pursuance of the said rules, the inquiring authority may hold the inquiry against her exparte.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

J.C.SHARMA,
SECRETARY TO GOVT.(PE&SSA).

To

Smt.R.Malathy, Accounts Officer(Retired), Treasuries & Accounts Department,
the then Finance & Accounts Officer, O/o. the State Project Director,

(p.t.o)

::-2-::

Rajiv vidya Mission(SSA), Andhra Pradesh, Hyderabad **through** the State Project
Director, Rajiv Vidya Mission(SSA), Andhra Pradesh, Hyderabad.
The State Project Director, Rajiv Vidya Mission(SSA), Andhra Pradesh,
Hyderabad.
The Director, Treasuries & Accounts Department, Andhra Pradesh, Hyderabad.
Sf/Sc.

//Forwarded::By order//

SECTION OFFICER

ANNEXURE-I

Statement of Articles of charges framed against Smt.R.Malathy, Accounts Officer of Treasuries & Accounts Department (Retired) on O.D. as Finance & Accounts Officer, O/o. the State Project Director, Sarva Siksha Abhiyan, Andhra Pradesh, Hyderabad.

Article – I:

That the said Smt.R.Malathy, Accounts Officer of Treasuries & Accounts Department (Retired) while working on deputation as Finance & Accounts Officer in the O/o. the State Project Director, Sarva Siksha Abhiyan, Andhra Pradesh, Hyderabad during 1-6-2005 to 20-10-2006 has drawn an amount of Rs.35,80,000/- through 6 (six) cheques from the Official Account No.10068082969 pertaining the Sarva Siksha Abhiyan Scheme and these amounts were not accounted in the Cash book.

Article – II:

That Smt. R.Malathy, Accounts Officer of Treasuries & Accounts Department (Retired) while working on deputation as Finance & Accounts Officer in the O/o. the State Project Director, Sarva Siksha Abhiyan, Andhra Pradesh, Hyderabad has issued 5 (five) cheques for Rs.30,44,966/- from Account No.52092513316 of State Bank of Hyderabad, Begumpet branch with out any orders from the State Project Director, Sarva Siksha Abhiyan, Andhra Pradesh, Hyderabad.

Article-III:

That said Smt.R.Malathy, Accounts Officer of Treasuries & Accounts Department while working on deputation as Finance & Accounts Officer in the O/o. the State Project Director, Sarva Siksha Abhiyan, Andhra Pradesh, Hyderabad has drawn Cheque No.278962, dated.3-4-2006 for Rs.9,49,938/- without any proceedings or bill from Canara Bank, Abids branch Account No.56224 on 3-4-2006 and the total amount was misappropriated.

Article – IV:

That Smt.R.Malathy, Accounts Officer of Treasuries & Accounts Department while working on deputation as Finance & Accounts Officer in the O/o. the State Project Director, Sarva Siksha Abhiyan, Andhra Pradesh, Hyderabad issued two(2) cheques amounting to Rs.10,00,000/- from KU Band Scheme Account No.10068082947 of State Bank of India, Bible House Branch, Hyderabad after the scheme was transferred to SCERT, Hyderabad.

Thus Smt.R.Malathy by her above mentioned acts has exhibited lack of integrity devotion to duty and conduct unbecoming of a Government servant and thereby contravened Rule 3 of the A.P.C.S(Conduct) Rules, 1964.

J.C.SHARMA,
SECRETARY TO GOVT.(PE&SSA).

SECTION OFFICER

ANNEXURE-II

Statement of Imputations of misconduct or misbehaviour in support of the articles of charge framed against Smt.R.Malathy, Accounts Officer of Treasuries & Accounts Department (Retired) on O.D. as Finance & Accounts Officer, O/o. the State Project Director, Sarva Siksha Abhiyan, Andhra Pradesh, Hyderabad.

* * *

Article – I:

On 15-5-2006, the State Project Director, Sarva Siksha Abhiyan, Andhra Pradesh, Hyderabad had issued two proceedings vide No.1041/SSA/B2/2006, Dated.15-05-2006 for an amount of Rs.3,50,000/- and Proceedings No.1672/SSA/B2/2006, dated.15-05-2006 for an amount of Rs.14,40,000/- for withdrawal and disbursement to the concerned. Accordingly the above said two amounts were drawn from the official account No.10068082969 pertaining to Sarva Siksha Abhiyan scheme. The details of cheques are as follows:

- 1) Self cheque No.924306, Dated.15-05-2006 for Rs.5,00,000/- was signed and issued by Smt.R.Malathy and on the reverse side of the cheque, Sri V.Subrahmanyam signed in token of receiving the cash on 27-05-2006.
- 2) Self cheque No.924307, Dated.15-05-2006 for Rs.3,50,000/- was signed and issued by Smt.R.Malathy and on the reverse side of the cheque, Sri V. Subrahmanyam signed in token of receiving the cash on 27-05-2006.
- 3) Self Cheque No.969820, Dated.15-05-2006 for Rs.3,50,000/- was signed and issued by Smt.R.Malathy and on the reverse side of the cheque, Sri V.Subrahmanyam signed in token of receiving the cash on 16-05-2006.
- 4) Self cheque No.929819, Dated 15-05-2006 for Rs.14,40,000/- was signed and issued by Smt.R.Malathy and on the reverse side of the cheque Sri V.Subrahmanyam signed in token of receiving the cash.
- 5) Self cheque bearing No.924305, Dated.15-05-2006 for Rs.5,00,000/- was signed and issued by Smt.R.Malathy, and on the reverse side of the cheque, Sri M.Vidyasagar signed in token of receiving of cash on 29-05-2006.
- 6) Self cheque No.9245304, Dated.29-05-2005 for Rs.4,40,000/- was signed and issued by Smt.R.Malathy, the then FAO and on the reverse side of the cheque Sri M.Vidyasagar signed in token of receiving the cash on 29-05-2006.

Later it was found that the above two amounts were drawn additionally one time from DPEP-I scheme and another time from DPEP-II scheme totaling to Rs.35,80,000/- and these amounts were not accounted for in DPEP-I and DPEP-II cash books maintained in the office. There are no sanction orders for drawal of the above said amounts and hence these draws were made intentionally fraudulently with a view to misappropriating the same.

Thus Smt.R.Malathy has drawn an amount of Rs.35,80,000/- and misappropriated.

Article – II:

During the above said period Smt.R.Malathy, Accounts Officer of Treasuries & Accounts Department (Retired) on O.D. as Finance & Accounts Officer, O/o. the State Project Director, Sarva Siksha Abhiyan, Andhra Pradesh, Hyderabad as Drawing Officer and in charge of all bank transactions and she has handled the funds in all the banks. She has issued the following cheques from Account No.52092513316 of State Bank of Hyderabad, Begumpet branch without any orders from the State Project Director and the transactions were not recorded in the Bill Book and Cash Book of the Office:-

- 1) Self cheque bearing No.948863, Dated.1-8-2006 for an amount of Rs.9,93,561/-.
- 2) Self cheque bearing No.948864, Dated.4-8-2006 for an amount of Rs.4,53,169/-.

(P.T.O)

- 3) Self cheque bearing No.948865, Dated.5-8-2006 for an amount of Rs.2,31,638/-.
- 4) Self cheque bearing No.948866, Dated.1-9-2006 for an amount of Rs.9,53,310/-.
- 5) Self cheque bearing No.948867, Dated.5-9-2006 for an amount of Rs.4,13,288/-.

Thus all the above cheques totaling to Rs.30,44,966/- were signed and issued by Smt.R.Malathy, the then Finance & Accounts Officer without any orders from the State Project Director. It clearly shows that the above transactions are fraudulent draws.

Article – III:

The said Smt.R.Malathy, Accounts Officer of Treasuries & Accounts Department (Retired) on O.D. as Finance & Accounts Officer, O/o. the State Project Director, Sarva Siksha Abhiyan, Andhra Pradesh, Hyderabad was Drawing Officer and responsible for all bank transactions and she handled the funds in all the banks. A self cheque bearing Cheque No.278962, Dated.3-4-2006 for Rs.9,49,938/- was signed and issued by Smt.R.Malathy and encashed by Sri V.Subrahmanyam on 3-4-2006 from Canara Bank, Abids branch account No.56224 for which no details for the drawal are available in the office. The transaction was also not taken place in the bill book and cash book of SSA for the year 2006-07. Thus it clearly shows that the above transaction is fraudulent drawal.

Article – IV:

During the aforesaid period Smt.R.Malathy, Accounts Officer of Treasuries & Accounts Department (Retired) on O.D. as Finance & Accounts Officer, O/o. the State Project Director, Sarva Siksha Abhiyan, Andhra Pradesh, Hyderabad was the Drawing Officer and in charge of all bank transactions and she handled the funds in all the banks. Among other schemes, one scheme Viz., KU Band Scheme was operated in the O/o. the State Project Director, Sarva Siksha Abhiyan, Andhra Pradesh, Hyderabad. The KU Band Scheme was transferred to the Director, SCERT, Andhra Pradesh, Hyderabad on 17-12-2004. On verification of the bank statement of KU Band Scheme (Account No.10068082947) of State Bank of India, Bible House Branch, it is noticed that after transfer of the scheme also, amounts were drawn from the scheme account for which no bill book, cash book and vouchers were available in the office. Thus she drew the amounts irregularly. The details of the cheques are as follows:

<u>Sl.No.</u>	<u>Cheque No. & Date</u>	<u>Amount</u>	<u>Cheque issued to</u>
1.	734514, Dt.2-6-05.	5,00,000/-	Chitra Printers
2.	734513, Dt.2-6-05.	5,00,000/-	Rama Traders.

J.C.SHARMA,
SECRETARY TO GOVT.(PE&SSA).

SECTION OFFICER

ANNEXURE-III

List of documents by which the articles of charge framed against Smt.R.Malathy, Accounts Officer, Treasuries & Accounts Department(Retired), on O.D. as Finance & Accounts Officer, O/o. the State Project Director, Sarva Siksha Abhiyan, Andhra Pradesh, Hyderabad.

* **

- 1) Cash Books SSA, KU Band Schemes for the years 2005-06 and 2006-07.
- 2) Bank Statements of SSA, KU Band Schemes for the years 2005-06 and 2006-07.
- 3) Supplementary charge sheet filed by the CID Police in the Hon'ble VI Additional Metropolitan Magistrate Court vide No.524 of 2008.

ANNEXURE-IV

List of witnesses by whom the articles of charge framed against Smt.R.Malathy, Accounts Officer, Treasuries & Accounts Department(Retired), on O.D as Finance & Accounts Officer, O/o. the State Project Director, SARva Siksha Abhiyan, Andhra Pradesh, Hyderabad.

- 1) Sri S.Rama Seshu Kumar, JAO, O/o. the State Project Director, Sarva Siksha Abhiyan, AP, Hyderabad.
- 2) Sri P.Rajasekhara Rao, JAO, O/o. the State Project Director, Sarva Siksha Abhiyan, AP, Hyderabad.
- 3) Sri P.Raj Kumar, Deputy Superintendent of Police, CID(EOW), Hyderabad, the investigating authority.

J.C.SHARMA,
SECRETARY TO GOVT.(PE&SSA)

SECTION OFFICER